

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Kretchman, et al.  
For : SEALED CRUSTLESS SANDWICH  
Our Docket : SMEE 2 12271-5-1

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

In accordance with the disclosure requirements of 37 C.F.R. 1.97 and 37 C.F.R. 1.98, Applicant cites the references identified on the enclosed form PTO-1449.

Copies of the documents are not submitted pursuant to 37 C.F.R. 1.98(d) since copies of the documents were previously cited by or submitted to the Office in prior United States Application Serial No. 10/314,770, filed December 9, 2002, which is relied upon for an earlier filing date under 35 U.S.C. §120.

Respectfully submitted,  
FAY, SHARPE, FAGAN, MINNICH & McKEE

By: \_\_\_\_\_

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(Substitute for Form 1449A/PTO) <b>INFORMATION DISCLOSURE                  STATEMENT BY APPLICANT</b> (use as many sheets as necessary)		<b>Complete if Known</b>	
		Application Number	
		Filing Date	
		First Named Inventor	Kretchman, et al.
		Art Unit	
		Examiner Name	
Sheet 1 of 2	Attorney Docket Number	SMEE 2 12271-5-1	

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.	Document Number	Publication Date MM-DD-YYYY	Name of Patentee of Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		3,044,883	07-17-1962	FERGUSON	
		3,095,832	07-02-1963	EVANS	
		3,182,611	05-11-1965	RUBENSTEIN	
		3,782,270	01-01-1974	SOLLERUD	
		3,690,898	09-12-1972	PARTYKA	
		5,853,778	12-29-1998	MAYFIELD	
		4,382,768	05-10-1983	LIFSHITZ ET AL	
		3,769,035	10-30-1973	KLEINER ET AL	
		3,083,651	04-02-1963	COOPER	
		3,767,823	10-23-1973	WHEELER ET AL	
		3,862,344	01-21-1975	ZOBEL	
		2,765,755	10-09-1956	NAPOLILLO	
		2,780,163	02-05-1957	LEE	
		3,111,914	11-26-1963	VIVIANO	
		5,500,234	03-19-1996	RUSSO	
		5,567,454	10-22-1996	BOGDAN	
		DES. 252,536	08-07-1979	GOGLANIAN	
		DES. 293,040	12-08-1987	GAGLIARDI	
		DES. 317,672	06-25-1991	PRESL	
		DES. 318,360	07-23-1991	SAM	

FOREIGN PATENT DOCUMENTS								
Examiner Initials <sup>a</sup>	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
		AU A-40334/95			06-20-1996	PERRINE		

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16, if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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Sheet	2	of	2	Attorney Docket Number	SMEE 2 12271-5-1

  

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, country, where published, source.	T <sup>2</sup>
		Letter dated May 5, 2000.	
		Selected excerpts from a book <u>PASTA, PIES, AND PASTERIES - TART RECIPES FROM AROUND THE WORLD</u> , authored by Ursula Kaiser.	
		Selected excerpts from <u>The Pampered Chef</u> .	
		A Recipe and Instruction Book titled <u>The Pampered Chef</u> .	
		Complaint filed by Albie's Foods, Inc. Against Menusaver, inc. on January 11, 2001.	
		"50 Great Sandwiches" Carole Handslip, pp. 81-84, 86, 95, 1994.	
		Excerpt from <i>the Wichita Eagle</i> , City Edition, Living Section, Page 1C, August 14, 1994.	
		Excerpt from editorial by E.S. Baughman, State-Record Co., Columbia, South Carolina, 1991.	

  

Examiner Signature		Date Considered	
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<sup>1</sup>Applicant's unique citation designation number. <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

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